

[DO NOT PUBLISH]

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

No. 06-11678

FILED U.S. COURT OF APPEALS ELEVENTH CIRCUIT JAN 17, 2007 THOMAS K. KAHN CLERK

D. C. Docket No. 05-00401-CV-T-24-MAP

JEAN FERGUSON,

Plaintiff-Appellant,

versus

PROGRESS ENERGY OF FLORIDA, INC.,

Defendant-Appellee.

Appeal from the United States District Court
for the Middle District of Florida

(January 17, 2007)

Before ANDERSON, MARCUS and HILL, Circuit Judges.

PER CURIAM:

After oral argument, we conclude that the judgment of the district court is due to be affirmed. Appellant abandoned the substantive disability claim at oral

argument. For the reasons fully discussed at oral argument, we affirm the judgment of the district court on appellant's retaliation claim.

AFFIRMED.